

### REMARKS

Claims 13-15, 17 and 18 are pending in the application. Claim 15 is allowed and claims 13, 14, 17 and 18 are rejected.

Claims 13, 14, 17 and 18 are rejected under 35 U.S.C. § 103(a) as unpatentable over the admitted prior art in view of Sawahashi et al.

Reconsideration is respectfully requested for at least the following reasons:

In the Office Action on page 2, it is argued that Fig. 1 of the admitted prior art shows receiving a sync signal on a perch channel. It is put forth in the Office Action that it is well established that a spread signal from a base station includes a common spreading code as well as a unique code. The Office Action on page 2 urges the admitted prior art teaches using the same received signal for both correlations and that Sawahashi teaches storing the same received signal which is used for both correlation determinations.

Applicant respectfully disagrees that the submitted Fig. 1 and background of the invention describe that the same received signal which is used for both correlation determinations. Applicant explains that this is one of the problems when for example subsequent received signals are affected by fading for example. See page 10, line 23 to page 11, line 6 of applicant's specification.

Applicant claims a received signal which is used for both correlation determinations, the second correlation determination between the received signal and a plurality of kinds of spreading codes.

It is clear that Sawahashi only describes the use of a single spreading code and the shifting of a phase of this spreading code. The storage unit and signal stored there in is only used